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October 7, 2022

**Via CM/ECF Only**

Hon. Miroslav Lovric  
US District Court  
Northern District of New York  
Binghamton U.S. Courthouse  
15 Henry St.  
Binghamton, NY 13901

**RE: *CNY Fair Hous., Inc., et al. v. Clover Grp. Inc., et al.*  
Case No. 5:21-cv-361-BKS-ML (N.D.N.Y.)**

Dear Judge Lovric:

Please accept this letter as the parties' joint status report in the above-action regarding the progress of the litigation pursuant to the Court's Text Order dated July 11, 2022.

On September 15, the parties completed an additional full day of mediation with Mediator Linda Singer. The case has not settled, but the parties are continuing direct settlement discussions and wish to focus on settlement negotiations in an effort to resolve the action for a period of 45 days before turning their attention to discovery and motion practice. By way of background, direct settlement negotiations following initial mediation in the related action (*CNY Fair Hous., Inc., et al. v. Clover Constr. Mgmt., Inc., et al.*, Case No. 5:22-cv-278-BKS-ML) proved effective in resolving plaintiffs' claims against certain defendants there.

If settlement negotiations are not fruitful, the parties intend to proceed with discovery and plaintiffs intend to move to amend the complaint to include additional allegations to seek class action status; defendants will oppose such motion.

Please let us know if you require any further information at this time.

Respectfully submitted,

DUKE HOLZMAN PHOTIADIS & GRESENS, LLP

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